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NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES

Docket Number (Optional)  
ERD 100

In re Application of  
Philip John Burke

Application Number  
09/445-865

Filed  
February 11, 2000

For THERAUPEUTIC SYSTEMS

Group Art Unit 1642

Examiner G. Nickol

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the  
examiner dated, 10/2/01, rejecting the following claims: 29, 31-33, 40 and 41

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ 320.00

- ☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee  
shown above is reduced by half, and the resulting fee is: \$ \_\_\_\_\_
- ☐ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Commissioner has already been authorized to charge fees in this application to a  
Deposit Account. I have enclosed a duplicate copy of this sheet.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit  
any overpayment to Deposit Account No. 50-1868. I have enclosed a duplicate  
copy of this sheet.
- ☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

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I am the

- ☐ applicant.
- ☐ assignee of record of the entire interest.
- ☒ attorney or agent of record.
- ☐ attorney or agent acting under 37 CFR 1.34(a).  
Registration number if acting under 37 CFR 1.34(a): \_\_\_\_\_

Signature

Patrea L. Pabst, Reg. 31,284

Typed or printed name

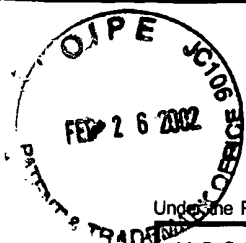
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U.S.S.N. 09/445,865  
Filed February 11, 2000  
NOTICE OF APPEAL and  
PETITION FOR EXTENSION OF TIME

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